

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking Regarding the
Implementation of the Suspension of Direct
Access Pursuant to Assembly Bill 1X and
Decision 01-09-060.

Rulemaking 02-01-011
(Filed January 9, 2002)

**ADMINISTRATIVE LAW JUDGE'S RULING
GRANTING MOTIONS TO INTERVENE
AND CONFIRMING TIME FOR REPLIES TO MOTION
ON APPLICABILITY OF COST RESPONSIBILITY SURCHARGE**

I. Motion of Central Valley Project Group

On June 4, 2003, a motion to intervene in this proceeding was filed by the Central Valley Project Preference Power Post-2004 Implementation Group (CVP Group) for the purpose of bringing a separate motion before the Commission (concurrently filed) to address as an issue in this proceeding concerning applicability of the Cost Responsibility Surcharge to Western Area Power Administration preference power customers after 2004. The CVP Group also asks for confirmation that responses to the motion shall be due within 15 days of the filing and service of both motions as provided under Rule 45(c)(1) and 45(f) of the Rules of Practice and Procedure. These procedural requests are hereby granted.

II. Municipal Departing Load Phase Motions to Intervene

Certain additional motions were filed in the Municipal Departing Load (MDL) phase of this proceeding, seeking to intervene as parties in that phase of the proceeding. No opposition to these motions has been filed. This ruling

hereby grants those Petitions to Intervene as filed by the following parties in the MDL phase of this proceeding.

City of Irvine
South San Joaquin Irrigation District
City of Industry

IT IS RULED that:

1. The motion to intervene of the Central Valley Project Preference Power Post-2004 Implementation Group (CVP Group) is hereby granted.
2. Responses to motion for expedited clarification of the scope of issues, filed on June 4, 2003 by the CVP group, shall be due within 15 days filing and service of the motion as provided under Rule 45(c)(1) and 45(f) of the Rules of Practice and Procedure.
3. The motions to intervene filed by City of Irvine, South San Joaquin Irrigation District, and City of Industry are hereby granted.

Dated June 11, 2003, at San Francisco, California.

/s/ THOMAS R. PULSIFER

Thomas R. Pulsifer
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling Granting Motions to Intervene and Confirming Time for Replies to Motion on Applicability of Cost Responsibility Surcharge on all parties of record in this proceeding or their attorneys of record.

Dated June 11, 2003, at San Francisco, California.

/s/ FANNIE SID

Fannie Sid

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.